

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS

JAMES D. GIBSON,

Plaintiff,

v.

CAIRO SCHOOL DISTRICT NO. ONE,
et al.,

Defendants.

Case No. 08-cv-171-JPG

MEMORANDUM AND ORDER

This matter comes before the Court on Defendants' Stipulation (Doc. 48) of dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) signed by all parties who have appeared in this case.¹ Rule 41(a)(1)(A)(ii) allows for dismissal without a court order by filing such a stipulation. Accordingly, the Court **DISMISSES** this case **without prejudice** and **DIRECTS** the Clerk of Court to enter judgment accordingly. Further, the Court **DENIES as moot** all pending motions in this matter. (Docs. 38, 39, 43).

IT IS SO ORDERED.

DATED: January 21, 2010

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE

¹While Plaintiff signed a separate document, labeled "Plaintiff [sic] Response to - Plaintiff's and Defendants' Joint Stipulation to Dismiss the Complaint under Rule 41(a)(1)(A)(ii)," (*See* Doc. 48-1, Doc. 50), the Court **CONSTRUES** said document as part of the submitted stipulation.